

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

FLOYD E. RILEY,

Petitioner,

-vs-

No. 05-CV-678 DRH

RANDY DAVIS,

Respondent.

JUDGMENT IN A CIVIL CASE

DECISION BY COURT. This action came before the Court on a Report and Recommendation by United States Magistrate Judge Donald G. Wilkerson.

IT IS ORDERED AND ADJUDGED that the report is **ADOPTED** in its entirety. Floyd Riley's writ of habeas corpus pursuant to **28 U.S.C. § 2241** is **DENIED as moot** and the petition is **DISMISSED with prejudice**.

NORBERT G. JAWORSKI, CLERK

March 10, 2008.

BY: s/Patricia Brown
Deputy Clerk

APPROVED: /s/ David R. Herndon

**CHIEF JUDGE
U.S. DISTRICT JUDGE**